

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

OSMAN ESTIBI AGUILAR,

Plaintiff,

vs.

HERCULES TIRE & RUBBER COMPANY  
 INC., *et al.*,

Defendants.

Case No.: 2:24-cv-00359-GMN-MDC +

**ORDER ADOPTING REPORT AND  
 RECOMMENDATION**

Pending before the Court is the Report and Recommendation (“R&R”), (ECF No. 43), of United States Magistrate Judge Maximiliano D. Couvillier III, which recommends dismissing Plaintiff’s Complaint without prejudice because Plaintiff failed to update their address in compliance with the Court’s order.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made if the Magistrate Judge’s findings and recommendations concern matters that may not be finally determined by a magistrate judge. D. Nev. R. IB 3-2(b). The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s R&R where no objections have been filed. *See, e.g., United States v. Reyna–Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

Here, no objections were filed, and the deadline to do so has passed. (*See* R&R, ECF

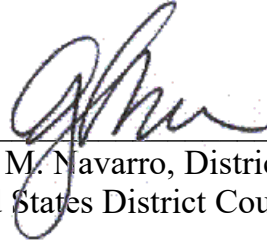
1 No. 43) (setting a March 31, 2025 deadline for objections).

2 Accordingly,

3 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 43), is  
4 **ACCEPTED and ADOPTED** in full.

5 **IT IS FURTHER ORDERED** that this case is **DISMISSED** without prejudice.

6 Dated this 28 day of April, 2025.

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9 Gloria M. Navarro, District Judge  
10 United States District Court  
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